

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Public Services- Panchayat Raj & Rural Development Department – Allegations of misappropriation Government funds and other financial irregularities against Smt. V. Jagadamba, the then Mandal Parishad Development Officer, Jiyammavalasa Mandal, Vizianagaram District – Disciplinary action initiated - Imposing the punishment of penalty of withholding of entire pension & gratuity permanently besides recovery of the 50% misappropriated amount i.e. Rs.5,21,240/- Orders of the Hon'ble APAT in OA.No. 12897 of 2009- Punishment modified as per the orders of the APAT - Orders – Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.IV) DEPARTMENT

G.O.Rt.No.718

Dated: 05.06.2014

Read the following:

- 1.G.O.Rt.No. 274, PR&RD (Vig.IV) Department, Dated: 16.5.2009.
2. Orders of the APAT in OA.No.12897/2009, dt. 09.8.2012

ORDER:

In the reference 1st read above, orders have been issued for imposing the penalty of withholding the entire pension permanently and entire gratuity besides recovery of 50% of misappropriated amount of Rs.05,21,240/-against Smt.V.Jagadamba, the then Mandal Parishad Development Officer, Jiyammavalasa (M), Vizianagaram district. (Now retired) .

2. Aggrieved by the said orders, Smt V.Jagadamba, the then Mandal Parishad Development Officer, Jiyammavalasa (M), Vizianagaram district (retired) has filed an OA No. 12897/2009 before the Hon'ble Andhra Pradesh Administrative Tribunal in for directing the respondents to set aside orders issued in the reference 2nd read above.

3. In the reference 2nd read above, the Hon'ble Andhra Pradesh Administrative Tribunal has passed on the following order:

"----- In the light of the above circumstances, the plea of the applicant that the charges are liable to be quashed cannot be accepted. Therefore, I confirm the misconduct of the applicant for lack of supervision and facilitating the Senior Assistant for misappropriated amount and for failure of maintaining crucial records in the Office. In the light of the above circumstances, the O.A. is disposed of holding that the order of disciplinary authority finding the applicant guilty of the charge is confirmed. Since there is no material to show that the applicant misappropriated any part of the amount, she is not liable for recovery of amount of Rs.5,21,240/- being 50% of the amount misappropriated from the Govt., funds. Sofar as penalty of stoppage of pension and gratuity is concerned, I am of the view that the punishment is little excessive, therefore, I am inclined to confirm the punishment of stoppage of pension permanently while setting aside the order of the disciplinary authority regarding stoppage of gratuity permanently. The respondents are directed to release the gratuity amount in favour of the applicant".

Contd.P.2

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4. After examining the orders of the Hon'ble Andhra Pradesh Administrative Tribunal, Government have decided to release the entire gratuity, besides waiving of misappropriated an amount of Rs.5,21,240 /-(Rupees five laksh twenty one thousand and two hundred forty only) and confirm the penalty only issued vide G.O 1st read above i.e 100% cut in pension permanently only against Smt.V.Jagadamba, the then Mandal Parishad Development Officer, Jiyammavalasa (M), Vizianagaram district. (retired).

5. Accordingly, Government hereby order to release the entire gratuity, besides waiving of misappropriated an amount of Rs.5,21,240 /-(Rupees five laksh twenty one thousand and two hundred forty only) and confirm the penalty issued vide G.O 1st cited i.e 100 % cut in pension permanently only against Smt. V.Jagadamba, the then Mandal Parishad Development Officer, Jiyammavalasa (M), Vizianagaram district (retired)

6. The Commissioner, Panchayat Raj & Rural Employment, Hyderabad, shall take necessary further action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr.K.S.JAWAHAR REDDY,
SECRETARY TO GOVERNMENT (PR)

To

The Individual through the Commissioner, Panchayat Raj &
Rural Employment, Hyderabad.

The Commissioner, Panchayat Raj & Rural Employment, Hyderabad
The Government Pleader for Panchayat Raj, APAT,. Hyderabad

Copy to:

Secretary to Vigilance Commissioner, Andhra Pradesh.

The Chief Executive Officer, Zilla Praja Parishad, Vizianagaram district.

//FORWARDED:: BY ORDER//

SECTION OFFICER